THE HON'BLE SRI JUSTICE L. NARASIMHA REDDY

W.P.Nos.18825 & 19551 of 2005

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Dated 06-09-2005

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Between:

1. Smt.K.Jayalakshmi,

D/o.M.V.Ramanaiah

R/o.C-79, Patigadda,

Secunderabad

(petitioner in W.P.18825/05)

2. K.Nanda Kumar

S/o.Late Ramaiah, aged about 60 years

Retd.Accounts Officer,

R/o.M.C.147, Malakpet Colony,

Hyderabad.036

(petitioner in W.P.No.19551/05)

…Petitioners

And

The Government of Andhra Pradesh

Rep. by its Principal Secretary, Department of Transport,

Roads & Buildings, Secretariat, Hyderabad,

And others

…Respondents

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COMMON ORDER:

The petitioners herein are the retired employees of the Government. While they were in service, they were allotted Government Quarters. They have since retired from service. They submitted representations to the Government for transfer of the quarters by way of sale. The grievance of the petitioners is that the respondents have not passed any orders so far, and they seek appropriate directions in this regard.

Heard the learned counsel for the petitioners and learned Government Pleader for Roads and Buildings.

The petitioners are not able to furnish any provision of law, or order of the Government that enables them to insist on alienation of the Government quarters in their favour. The quarters are constructed by the Government, with a view to provide accommodation to the employees working in various organizations. If they are alienated or sold, the persons, who are in service, would have left without any accommodation. Further, neither the Government nor any individual can be compelled to sell any property, contrary to their wishes.

An identical matter came to be dealt with by a Division Bench of this Court in Writ Appeal No.774 of 2005. In its order dated 05-04-2005, the Bench held that no employee has any inherent right, to insist on the Government to alienate the quarter, in which he is living. Certain time was granted to the appellants therein to vacate the quarters.

Having regard to the facts and circumstances of the case, the writ petitions are dismissed. However, the petitioners herein are granted time till 31-01-2006, to vacate the quarters. There shall be no order as to costs.

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L. NARASIMHA REDDY, J.

Dt.06-09-2005

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